

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

BRENDAN McGUINNESS,

CIVIL ACTION NO. 05-11738-EFH

Plaintiff,

v.

JAMES R. BENDER,  
LOIS RUSSO,  
MICHAEL D. FARLEY,  
JASON J. OLIVER,  
DAVID M. SHAW,  
JUAN MEZA,  
JOHN A. BELAIR, and  
JOHN A. FLOWERS,

Defendants.

**DEFENDANTS' CROSS-MOTION FOR PARTIAL SUMMARY JUDGMENT**

For the reasons set forth in the accompanying memorandum of law, the defendants move that partial summary judgment enter in their favor, as provided by Fed.R.Civ.P. 56.

Dated: April 11, 2006

Respectfully submitted,

NANCY ANKERS WHITE  
Special Asst. Attorney General

/s/ William D. Saltzman  
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**CERTIFICATE OF SERVICE**

I hereby certify that this document(s) filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non registered participants on April 11, 2006.

Dated: April 11, 2006

/s/ William D. Saltzman

William D. Saltzman